

THE CITY OF CISCO
CITY COUNCIL, REGULAR CALLED MEETING
August 12, 2024

CISCO, TEXAS §
EASTLAND, COUNTY §

The City Council of the City of Cisco met in a regular called session at the Cisco Council Chambers in Cisco as scheduled, and notice was posted 72 hours in advance and prior to the meeting.

MEMBERS PRESENT:

MAYOR _____	STEPHEN FORESTER
COUNCILMEMBER PLACE I _____	JASON WHETSTONE
COUNCILMEMBER PLACE II _____	ROBERT JOHNSTON
COUNCILMEMBER PLACE IV _____	NATHAN BRUNER
COUNCILMEMBER PLACE V _____	CHRIS JOHNSON
COUNCILMEMBER PLACE VI _____	TRAVIS TOOF

PERSONNEL PRESENT:

CITY MANAGER _____	DARWIN ARCHER
CITY SECRETARY _____	TAMMY OSBORNE

PERSONNEL ABSENT:

COUNCILMEMBER PLACE III _____	WILLARD JOHNSON
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Guests: Jane Nichols, Lee Risdon, Richard Butler, Jessica Railsback, Caryn Greene, Caleb Fairbanks, Ashley Perez

I. MEETING CALLED TO ORDER:

Mayor Forester called the meeting to order at 6:00 p.m.

II. PLEDGES

- A. Pledge of Allegiance
- B. Pledge to the Texas Flag

III. INVOCATION:

Councilmember Whetstone gave the invocation.

IV. CITIZEN-VISITOR COMMENTS:

None

V. APPROVE MINUTES OF THE MEETING CONDUCTED ON:

- **July 22, 2024**

Motion was made by Councilmember Johnston to approve the minutes as presented, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

VI. THE CITY COUNCIL MAY DISCUSS AND/OR TAKE ACTION ON ANY OF THE FOLLOWING AGENDA ITEMS:

A. Consider and Discuss Resolution No. 2024-08-12

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION REGARDING THE COMPANY’S 2024 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; REQUIRING THE COMPANY TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS RESOLUTION WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; AND REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL.

Mr. Archer stated that the proposed negotiated settlement with Atmos would see an average residential rate increase of 6.84%. He recommended approving the resolution.

Motion was made by Councilmember C. Johnson to approve the resolution as presented, second was made by Councilmember Toof. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

B. Consider and Discuss Crisis Center Contracts.

Mr. Archer presented the contracts saying they were unchanged from last year.

Motion was made by Councilmember Toof to approve the contracts as presented, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

C. Consider and Discuss Extension of Banking Contract with Prosperity Bank.

Mr. Archer again explained that the initial contract was for three years with two one year extensions. He recommends extending the contract for a one year period. He further stated that we would go out for proposals next year.

Motion was made by Councilmember Johnston to approve the one year banking extension, second was made by Councilmember Toof. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

D. Consider and Discuss Approving Replat for Parcel #3518.

Mr. Archer commented that the replat has already been approved by the Planning & Zoning Commission.

Motion was made by Councilmember Toof to approve the replat as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

E. Consider and Discuss Updating TexPool Authorized Representatives.

Mr. Archer said that the authorized representatives had not been updated since he came to work for the city and required updating so that he and the Finance Director could have access to the investment accounts.

Motion was made by Councilmember Whetstone to approve updating the TexPool authorized representatives to include Mr. Archer and Mrs. Ledbetter, second was made by Councilmember Toof. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

F. Consider and Discuss Final Stages of General Land Office Resilient Communities Grant Program.

Mr. Archer stated that the city has already been approved for this grant, but he wanted to ensure that the Council understood that it is a reimbursement grant so that the funds will be expended up front and then the city will be reimbursed any costs at 100%.

Motion was made by Councilmember C. Johnson to move forward with the GLO RCGP, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

G. Consider and Discuss High Hazard Potential Dam Phase III Project for Williamson Dam.

Mr. Archer said that the current project had been completed and the city was invited to apply for another round of funding for Williamson Dam. The grant would require 35% matching funds and he recommends that the next phase should address the sluice gates.

Motion was made by Councilmember Johnston to move forward with application for Phase III of the High Hazard Potential Dam Grant, second was made by Councilmember Toof. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

H. Consider and Discuss Ordinance No. 0-2024-05

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CISCO, TEXAS AMENDING CHAPTER 10 “GARBAGE AND TRASH”, SPECIFICALLY SECTION 10-19 “RATES” OF THE CITY’S CODE OF ORDINANCES ESTABLISHING SANITATION RATES; AND ESTABLISHING AN EFFECTIVE DATE. (*First Reading*)

Mr. Archer stated that the proposed fees represented the cost increase from Republic for this year. Mayor Forester asked how much money the city would lose if the disabled rate did not increase. Mr. Archer calculated around \$7,000.00.

Motion was made by Councilmember Johnston to approve the ordinance as presented, second was made by Councilmember C. Johnson. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof
Nays: Forester/Motion Carries
Voted: 5 to 1
Absent: W. Johnson

I. Consider and Discuss Final Budget for Fiscal Year 2024-2025.

Mr. Archer presented the final budget numbers and he and the Council discussed specific items including salaries, EMS Contracts, and grant funding.

No action was taken on this item.

J. Consider and Discuss Setting Tax Levy for Fiscal Year 2024-2025.

Mr. Archer reminded the Council that the current tax rate was 0.641601 and recommended setting a tax rate of 0.633217 for the 2024-2025 fiscal year.

Motion was made by Councilmember C. Johnson to set a tax rate of 0.633217 for fiscal year 2024-2025, second was made by Councilmember Johnston. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

K. Consider and Discuss Re-Appointment of Municipal Court Judge and Associate Municipal Court Judge.

Mr. Archer said that both the Municipal Court Judge and the Associate Municipal Court Judge had to be appointed every two years and both Judge Butler and Judge Osborne had indicated that they would continue to serve at the will of the Council.

Motion was made by Councilmember Bruner to reappoint Richard Butler as Municipal Court Judge, second was made by Councilmember Whetstone. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

Motion was made by Councilmember Whetstone to reappoint Tammy Osborne as Associate Municipal Court Judge, second was made by Councilmember Bruner. Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

L. Consider and Discuss Annual Evaluation of Municipal Court Judge. (Executive Session)

The Council convened into Executive Session under Section 551.074 Personnel Matters at 6:38 p.m. for the next three annual evaluations.

M. Consider and Discuss Annual Evaluation of City Secretary. (Executive Session)

N. Consider and Discuss Annual Evaluation of City Manager. (Executive Session)

The Council reconvened into Regular Session at 6:57 p.m. and took the following action:

Motion was made by Councilmember Bruner to raise the City Manager's salary to \$51.00 per hour or \$106,080.00 annually, second was made by Councilmember Johnston.

Councilmember C. Johnson asked Mr. Archer where the additional salary funds would come from, to which he answered that he would lower the contribution to contingency funds commensurate with the increase in salary.

Motion prevailed by the following vote:

Ayes: Councilmembers: Whetstone, Johnston, Bruner, C. Johnson, Toof, Forester
Nays: None/Motion Carries
Voted: 6 to 0
Absent: W. Johnson

O. Consider and Discuss Long Range Planning

Mrs. Osborne stated that the proposed tax rate would require a Public Hearing which would be held on August 26, 2024 at 5:30 p.m.

P. Announcements for City Council.

None.

VII. ADJOURNMENT

Motion was made by Councilmember Toof to adjourn, second made by Councilmember Whetstone. Motion passed unanimously and the meeting adjourned at 7:06 p.m.

ATTEST:



Tammy Osborne, City Secretary



Stephen Forester, Mayor

